

Town Board Meeting Agenda
May 5, 2014
Meeting No. 13

THIS MEETING IS BEING RECORDED



1. ***Roll Call:***
2. ***Pledge of Allegiance:***
3. ***Invocation – John Abraham, Jr., Council Member***
4. ***Persons Addressing the Town Board (on prefiled or suspended resolutions only):***

The Town Board will hear the concerns of persons desiring to address the Town Board on any **prefiled or proposed suspended resolutions** for a period of thirty (30) minutes.

Procedure

1. Raise his/her hand and be recognized by the Supervisor.
2. Give his/her name and address to the Town Clerk.
3. Speak directly to the Town Board members, not the audience, using the microphone provided.
4. Speak **once for five (5) minutes or less**, unless the Town Board grants a speaker an extension of this time limit.

Public Hearings at 7:15 P.M.: Special Use Permit – Hygloss Kustomz, 505D Erie Street

6. Official Reports:

7. Report of Town Board Committees:

8. Presentations of prefiled resolutions by Town Board Members:

1. Fudoli/ _____ Approve Minutes Of The Joint Meeting of the Town Board and the Planning Board held April 21, 2014 and the Regular Meeting of the Town Board held April 21, 2014
2. Fudoli/ _____ Approve Audited Claims
3. Stempniak/ _____ Acknowledge Issuance Of Building Permits
4. Stempniak/ _____ Adopt SEQR Negative Declaration Re: Stony Brook Mixed Use Development [**Stony Brook @ Walden**]
5. Fudoli/ _____ Confirm Membership Roster Twin District VFC [**Twin District VFC**]
6. Fudoli/ _____ Appoint Cory Davis Laborer Part-Time Temporary Seasonal [**Davis, Cory**]
7. Fudoli/ _____ Authorize Attendance Of Detective Kerl To Attend Reid Investigative Interviewing For Child Abuse Cases Seminar To Be Held At Town Of Tonawanda Police Department [**Seminars, Meetings & Mileage**]
8. Ruffino/ _____ Authorize Aid Application Re: US Dept. Of Justice For Reimbursement Costs For Bullet Proof Vests [**Federal Aid**]

9. Fudoli/ _____ Authorize Attendance Of Detective DiMino To Attend NRA Tactical Shotgun Instructor School To Be Held In Angola, NY [Seminars, Meetings & Mileage]
10. Fudoli/ _____ Authorize Supervisor To Execute SPCA Agreement Re: Adoption & Euthanasia Services [Dog Control]
11. Aquino/ _____ Accept Proposal Of Milan Tile For Town Hall Restrooms Tile Grouting Improvements [Purchasing Services]
12. Fudoli/ _____ Appoint Parks & Recreation Seasonal Employees [Seasonal Employees]
13. Fudoli/ _____ Appoint Parks & Recreation Seasonal Employee [Seasonal Employees]
14. Abraham/ _____ Amend 2014 Budget [Budget]

9. Presentation of Communications By Town Clerk:
(See Schedule Attached)

10. Persons Addressing the Town Board (on any subject):

The Town Board will hear the concerns of persons desiring to address the Town Board on any Town of Lancaster subject for a period of thirty (30) minutes.

Procedure

1. Raise his/her hand and be recognized by the Supervisor.

2. Give his/her name and address to the Town Clerk.

3. Speak directly to the Town Board members, not the audience, using the microphone provided.

4. Speak **once for five (5) minutes or less**, unless the Town Board grants a speaker an extension of this time limit.

11. Adjournment:

COMMUNICATIONS & REPORTS

- 248. Erie County Clerk to Supervisor –
Mortgage Tax on real estate distribution to municipalities. Disposition =**
- 249. Governor Cuomo to Supervisor –
2014-15 Enacted New York State Budget: Summary. Disposition =**
- 250. Town Clerk to Code Enforcement Officer –
Transmittal of request for renewal of Special Use Permit to operate a home occupation at 60 Michael's Walk. Disposition =**
- 251. Joseph Cipolla, President Bella Vista Group to NYS Senator Charles E. Schumer –
Request for legislation that holds lenders responsible for routine maintenance of abandoned properties that they hold notes on (Zombie Houses). Disposition =**
- 252. Keith Reed, Twin District Volunteer Fire Co. to Town Clerk –
Request for change in roster. Disposition =**
- 253. Keith Reed, Twin District Volunteer Fire Co. to Town Clerk –
Request for change in roster. Disposition =**
- 254. David Denk, NYSDEC to Town Attorney –
SEQR Lead Agency Designation for the Town of Lancaster regarding proposed addition and site improvements for Jiffy-Tite, 4437 Walden Avenue.
Disposition =**
- 255. Town of Newstead Town Clerk to Lancaster Town Clerk –
Notice of Public Hearings on amendments to the Town of Newstead Zoning Map.
Disposition =**
- 256. Town of Newstead Town Clerk to Lancaster Town Clerk –
Certified adopted resolution as it pertains to opposition of the closing of the Amherst Social Security Office. Disposition =**
- 257. Commissioner of Erie County Public Works to Supervisor –
Notice of road restriction for bridge repairs on Bowen Road from Broadway to William Street from April 24, 2014 to May 12, 2014, or until complete.
Disposition =**
- 258. Commissioner of Erie County Public Works to Supervisor –
Notice of road closure for bridge repairs on Schwartz Road from Hall Road to William Street from April 24, 2014 to May 12, 2014, or until complete.
Disposition =**
- 259. Town Clerk to Various News Media –
Notice of road restriction for bridge repairs on Bowen Road from Broadway to William Street from April 24, 2014 to May 12, 2014, or until complete.
Disposition =**
- 260. Town Clerk to Various News Media –
Notice of road closure for bridge repairs on Schwartz Road from Hall Road to William Street from April 24, 2014 to May 12, 2014, or until complete.
Disposition =**
- 261. Supervisor to Captain Marco Laurienzo –
Request for assistance with looking into the matters addressed in Mr. Miller's attached letter regarding Broezel Avenue. Disposition =**
- 262. Town Councilman John Abraham, Jr. to Town Clerk –
New York State Retirement Time Reporting. Disposition =**
- 263. Supervisor's Secretary to Town Clerk –
Information regarding Erie County Water Authority annual main flushing program in the Town and Village of Lancaster the week of April 28, 2014.
Disposition =**

264. Tara Ellis, President Meals on Wheels for Western New York, Inc. to Supervisor – Application for funding from the Town of Lancaster to Meals on Wheels for Western New York in the amount of \$25,000.00. Disposition =
265. Alden Town Clerk's Office to Town of Lancaster – Draft copy of Proposed Local Law amending Section 20-88 of the Alden Town Code to increase the number of members of the Town of Alden Planning Board to seven members. Disposition =
266. Town Clerk to Various News Media – Press Release to remind all Town residents (excluding the Villages of Lancaster and Depew) about Yard Sale permits. Disposition =
267. Highway Superintendent to Town Board – Request for resolution to appoint Cory Davis for the 2014 summer season in the Town Highway Department. Disposition =
268. Village of Lancaster to Town Board – Minutes from regular meeting held on April 14, 2104. Disposition =
269. Village of Lancaster to Town Board – Minutes from organizational meeting held on April 7, 2014. Disposition =
270. Thomas Dearing, Dep. Commissioner ECDEP to Supervisor – Community Development Block Grant Report (Cumulative) – 4/01/2013 – 03/31/2014. Disposition =
271. Planning Board Chair to Town Board, Planning Board, Engineering Consultant, Town Attorney, Highway Superintendent, and Building & Zoning Inspector – Draft copy of minutes from April 16, 2014 Planning Board meeting. Disposition =
272. Planning Board to Town Board – Recommend approval of site plan for Jiffy Tite, 4437 Walden Avenue (Proj. #1401); no conditions. Disposition =
273. Planning Board to Town Board – Recommend approval of site plan for Apple Rubber Warehouse Addition, 204 Cemetery Road (Proj. #2142); no conditions. Disposition =
274. Detective Captain William Karn to Town Board – Request for resolution to allow one detective to attend the Reid "Investigative Interviewing for Child Abuse" at Tonawanda, NY from June 17-19, 2014. Disposition =
275. General Crew Chief to Supervisor and Town Board – Request for Town Board authorization for Milan Tile to regROUT the floors in the restrooms in the old portion of Town Hall. Disposition =
276. Supervisor to Captain Marco Laurienzo – Transmittal of request from Paulette Koral, Winding Way regarding installation of "No Outlet" signs on Lake Forest Parkway at Lake Ave. and Lake Forest Parkway at Winding Way. Disposition =
277. Chief of Police to Town Board – Request for resolution to allow Police Officer Shaun DiMino to attend the Tactical Shotgun Instructor's School in May 2014. Disposition =
278. Town of Amherst Planning Director to Town Clerk – Reply regarding variance petition for 6647 Transit Road; comments noted. Disposition =
279. James Allein, Pres. Lancaster Rural Cemetery Assoc. to Supervisor and Town Board – Thank you for recent \$5,000.00 budget appropriation to Lancaster Rural Cemetery and update information. Disposition =

280. Town Attorney to Supervisor, Town Board Members, Planning Board Members, Building Inspector, Town Engineer and Town Clerk –
Notice of SEQR Meeting regarding Jiffy-Tite Addition, 4437 Walden Ave. (Proj. #1401) and Elea Enterprises, 110 Rotech Dr. (Proj. #3701), on Monday, May 5, 2014 at 6:15PM. Disposition =
281. Town of Amherst Planning Dept. to Town Board –
Request for reply to Town of Amherst's request for Lead Agency in SEQR process regarding Amendments to Town of Amherst Zoning Ordinance. Disposition =
282. Town of Amherst Planning Dept. to Town Clerk –
Copy of Local Law to Amend the Zoning Ordinance to add indoor recreation Facility and dormitories as permitted uses in the community facilities district. Disposition =
283. Town of Amherst Planning Dept. to Town Clerk –
Copy of Local Law to Amend the Zoning Ordinance to add day-care center & golf course & country club as permitted uses and require planned unit development in the recreation conservation district. Disposition =
284. Town Clerk to Various News Media --
Notice of SEQR Meeting regarding Jiffy-Tite Addition, 4437 Walden Ave. (Proj. #1401) and Elea Enterprises, 110 Rotech Dr. (Proj. #3701), on Monday, May 5, 2014 at 6:15PM. Disposition =
285. General Crew Chief to Supervisor and Town Board =
Request for appointment of Cortney Sobowiec to the position of seasonal employee (lifeguard) in the Parks, Recreation & Forestry Dept. Disposition =
286. General Crew Chief to Supervisor and Town Board –
Request for appointments of part-time temporary seasonal positions for the Spring/Summer 2014 season in the Parks, Recreation & Forestry Dept. Disposition =
287. Highway Superintendent to Town Board –
Request for resolution to change the position allocations of personal services in the 2014 Highway budget. Disposition =
288. Highway Superintendent to Town Clerk –
Information regarding milling and paving in different areas in the Town and request that the Town Clerk's Office not issue any Yard Sale permits for the first area from May 19, 2014 to June 19, 2014. Disposition =
289. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Dept. of Public Works regarding Autumnwood Subdivision, William Street and Bowen Road. Disposition =
290. Chief of Police to Town Clerk –
Articles and communications. Disposition =
291. Lewis Pacanowski, Dog Control Officer to Town Board –
Monthly Dog Control Report for March 2014. Disposition =
292. Lewis Pacanowski, Dog Control Officer to Town Board =
Monthly Dog Control Report for April 2014. Disposition =

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

RESOLVED, that the minutes of the Joint Meeting of the Town Board and the
Planning Board held April 21, 2014 and the Regular Meeting of the Town Board held April 21, 2014
be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on
roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

May 5, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid from
their respective accounts as per abstract to be filed in the Office of the Town Clerk by the Assistant to
the Supervisor, to wit:

Claim No. 35302 to Claim No. 35457 Inclusive

Total amount hereby authorized to be paid: \$596,786.76

The question of the foregoing resolution was duly put to a vote on roll call which
resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

May 5, 2014

File: Rclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

RESOLVED that the following Building Permit applications be and are hereby reaffirmed:

CODES:
(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster are waived for this permit.
(CSW) = Conditional sidewalk waiver
(V/L) = Village of Lancaster

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	STRUCTURE	Village
22526		R and R Pros	235 Nathan's Trl	Re-Roof	
22527		Tony's Independ. Cont.	304 Enchanted Forest N	Re-Roof	
22528		Ray Book	11 Jenny Ln	Er. Deck	
22529		RAW Construction Co.	121 Robert Dr	Re-Roof(V/L)	
22530		The Gutter People WNY	189 Stony Rd	Re-Roof	
22531		Alliance Const of WNY	56 Tranquility Trl	Er. Dwlg.-Sin.	
22532		Jonathan Neumeister	52 Tranquility Trl	Er. Fence	
22533		Active Fence	65 Madison St	Er. Fence	(V/L)
22534		Homes by Walter, Inc.	427 Aurora St	Er. Shed	
22535		Greg's Tree Service	1230 Townline Rd	Er. Storage Bldg	
22536		Besroi Construction	130 Pleasant View Dr	Re-Roof	
22537		Besroi Construction	26 Summerfield Dr	Re-Roof	
22538		R & P Doerflein	2 Kent Pl	Er. Deck	
22539		Robert Monti	501 Erie St	Er. Sign – Pole	
22540		Ronald Ziolkowski	200 Siebert Rd	Re-Roof	
22541		Window Experts	221 Aurora St	Er. Res. Alt.	(V/L)
22542		H & E Brzezinski	4 Plumb Creek Trl	Inst. Generator	
22543		Erin Bice	27 Pavement Rd	Er. Shed	
22544		Robert Gonzalez	15 Wainwright Ct	Er. Fence	
22545		Philip Nowicki	9 Hidden Trl	Er. Shed	
22546		Walter Zakowski	10 Evergreen Dr	Er. Shed	
22547		Todd Schnitzer	14 Wildwood Dr	Er. Pool-Abv Grnd(V/L)	
22548		Jason Rick	16 Parkside Dr	Er. Garage	(V/L)
22549		Gregory Wener 1	5 Red Clover Ln	Er. Fence	
22550		Michael & Barrett Kerl	46 Bentley Cir	Re-Roof	
22551		Building Solutions	17 Apple Blossom Blvd	Re-Roof	
22552		X-Press Signs Inc.	5123 Transit Rd	Er. Sign - Pole	
22553		John G. Atanasio	219 Seneca Pl	Er. Res. Add.	
22554		Jerrod & Shari Kremblas	6 Windcroft Ln	Er. Shed	
22555		Joseph Contrino	221 Aurora St	Er. Fence	(V/L)
22556		Joseph Lamastra	10 Lancaster Ave	Er. Garage	(V/L)
22557		Schuster Construction	17 Charlton Pl	Re-Roof	
22558		CMK Builders	196 Pavement Rd	Er. Dwlg.-Sin.	
22559		Irwin Roofing	11 Robinwood Ct	Re-Roof	
22560		The Gutter People	4958 William St	Re-Roof	
22561		Kevin McGowan	5389 Genesee St	Re-Roof	
22562		Kevin McGowan	5389 Genesee St	Er. Fence	
22563		DJC Land Development	2 Silent Meadow Lane	Er. Dwlg.-Sin.	
22564		Tramontana Contracting	16 Windcroft Ln	Re-Roof	
22565		G & P Schneider	19 Gale Dr	Er. Res. Add.	
22566		Laurie Kolb	47 Irwinwood Rd	Er. Shed	(V/L)
22567		Jordon A. Kross	68 Middlebury Ln	Er. Fence	
22568		All Star Fence	4847 William St	Er. Fence	
22569		Jason Brotea	31 Grafton Ct	Er. Fence	
22570		Craig & Donna Lovell	5207 Genesee St	Re-Roof	
22571		Majestic Pools Inc.	42 Avian Way	Er. Pool-In Grnd	
22572		Majestic Pools Inc.	42 Avian Way	Er. Fence	
22573		M & C Marzec	67 Chestnut Corner	Er. Pool-In Grnd	
22574		Majestic Pools Inc.	67 Chestnut Corner	Er. Fence	
22575		Majestic Pools Inc.	747 Erie St	Er. Pool-In Grnd	
22576		Majestic Pools Inc.	747 Erie St	Er. Fence	
22577		Majestic Pools Inc.	28 Sterling Pl	Er. Pool-In Grnd	

22578	R & A Moberg II	28 Sterling Pl	Er. Fence
22579	Neth & Son Inc.	22 Summerfield Dr	Re-Roof
22580	Neth & Son Inc.	6 Windcroft Ln	Re-Roof
22581	Paul & Sarah Stephen	51 Maple Dr	Er. Deck
22582	Kevin Kibler	4 Commonwealth Ln	Er. Deck
22583	Caesar Tucci	54 Middlebury Ln	Er. Deck
22584	Marrano/Marc Equity	5 Kent Pl	Er. Dwlg.-Sin.
22585	Marrano/Marc Equity	6 Kent Pl	Er. Dwlg.-Sin.
22586	Marrano/Marc Equity	8 Kent Pl	Er. Dwlg.-Sin.
22587	Pleasant Meadows Assoc	35 Newberry Ln	Er. Dwlg.-Sin.
22588	Juniper Boulevard LLC	501 Juniper Blvd	Er. Res. Apartment
22589	Jacqueline Picciano	90 Newberry Ln	Er. Pool-Abv Grnd
22590	Juniper Boulevard LLC	501 Juniper Blvd	Er. Res. Apartment
22591	Juniper Boulevard LLC	501 Juniper Blvd	Er. Res. Apartment
22592	Juniper Boulevard LLC	501 Juniper Blvd	Er. Res. Apartment
22593	Juniper Boulevard LLC	501 Juniper Blvd	Er. Res. Apartment
22594	Juniper Boulevard LLC	501 Juniper Blvd	Er. Comm. Bldg.
22595	Juniper Boulevard LLC	501 Juniper Blvd	Er. Res. Apartment
22596	Juniper Boulevard LLC	501 Juniper Blvd	Er. Res. Apartment
22597	Juniper Boulevard LLC	501 Juniper Blvd	Er. Res. Apartment
22598	Juniper Boulevard LLC	501 Juniper Blvd	Er. Res. Apartment
22599	Gerome McLaughlin	5089 William St	Er. Res. Alt.
22600	Richard Keller	12 Northbrook Ct	Er. Shed
22601	United Church Home	5522 Broadway	Er. Shed (V/L)
22602	Kevin Szczesny	17 Arrow Trl	Er. Pool-Abv Grnd
22603	Windsor Ridge Partners	10 Worthington Ln	Er. Dwlg.-Sin.
22604	City Fence Inc.	65 Pheasant Run Ln	Er. Fence
22605	Ryan Homes - NVR Inc.	12 Bennington Ln	Er. Dwlg.-Sin.
22606	Bonnie O'Neil	3539 Walden Ave	Re-Roof(V/L)
22607	Robert E. Bartz	716 Schwartz Rd	Re-Roof
22608	Ann Marie Macrae	62 Nicholas Ln	Er. Fence
22609	Tony's Independent Ctr	399 Lake Ave	Re-Roof

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISORFUDOLI	VOTED

May 5, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER, TO WIT:

WHEREAS, the Town Board is considering the construction of a new mixed-use two-story residential apartment (5 units) and commercial storefront development with paved surface parking, utilities and landscaping located at 3950 Walden Avenue in the Town of Lancaster submitted by Stony Brook South Corporation, and

WHEREAS, the Town of Lancaster Municipal Review Committee has reviewed the environmental impact of this construction project pursuant to SEQR regulations at their meeting on April 21, 2014 and recommended that a Negative Declaration be issued, and

WHEREAS, the Town Board has duly considered the plans for the building, the short Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act (“SEQRA”) regulations, and such other information deemed appropriate, including the recommendation of the Municipal Review Committee; and

WHEREAS, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

WHEREAS, the proposed action has been labeled an “Unlisted” action under SEQRA.

NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Lancaster that:

1. This project is described as a two story residential apartment (5 units) and commercial storefront on vacant one acre parcel which includes paved surface parking, utilities and landscape improvements, will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.
2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
4. This resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

May 5, 2014

NEGATIVE DECLARATION
Determination of Non-Significance

Town of Lancaster Town Board

Dated: May 5, 2014

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Lancaster Town Board (the "Town Board"), has reviewed the proposed construction of a two story residential apartment (5 units) and commercial storefront on a vacant one acre parcel which includes paved surface parking, utilities and landscape improvements. The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Stony Brook Mixed-use Development

Location of Action: 3950 Walden Avenue, Lancaster, New York 14086, Erie County.

SEQR Status: Unlisted Action.

Description of Action: The construction of a two story residential apartment (5 units) and commercial storefront on vacant one acre parcel which includes paved surface parking, utilities and landscape improvements.

Reasons Supporting this Determination: Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

1. The proposed action will not create a material conflict with an adopted land use plan or zoning regulations.
2. The proposed action will not result in a change in the use or intensity of use of land.
3. The proposed action will not impair the character or quality of the existing community.
4. The Town of Lancaster has not established a Critical Environmental Area (CEA).
5. The proposed action will not result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway.
6. The proposed action will not cause an increase in the use of energy or fail to incorporate reasonably available energy conservation or renewable energy opportunities.

7. The proposed action will not impact existing public/private water supplies or public/private wastewater treatment utilities.
8. The proposed action will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources.
9. The proposed action will not result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna).
10. The proposed action will not result in an increase in the potential for erosion, flooding or drainage problems.
11. The proposed action will not create a hazard to environmental resources or human health.

For Further Information:

Contact Person: John M. Dudziak, Town Attorney
Town of Lancaster
Address: 21 Central Avenue
Lancaster, New York 14086
Telephone Number: (716) 684-3342

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter
dated April 15, 2014 has requested the deletion of two members from the roster of said fire association.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the deletion
from the membership of the Twin District Volunteer Fire Company the following individuals:

DELETION:

Jason Cellino

Daniel Sutch as Junior Firefighter

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter
dated April 15, 2014 has requested the addition of two members to the roster of said fire association.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the addition
to the membership of the Twin District Volunteer Fire Company the following individuals:

ADDITIONS:

Dylan Burns

Lancaster, New York

Daniel Sutch

Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll
call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

May 5, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER , TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster, by letter dated April 23, 2014, has requested the appointment of one (1) part-time temporary seasonal laborer to work in the Highway Department.

NOW, THEREFORE, BE IT

RESOLVED, that the following individual is hereby appointed to the position of laborer, part-time temporary seasonal, for a period not to exceed five (5) months, in the Highway Department, and that this being a part-time position provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>PAY RATE/HR.</u>	<u>EFFECTIVE DATE</u>
Cory Davis (re-hire)	\$8.50	May 27, 2014
Lancaster, NY		

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

May 5, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER , TO WIT:

WHEREAS, Detective Captain William J. Karn, Jr. of the Town of Lancaster Police Department, by letter dated April 21, 2014, has requested authorization for one (1) member of the Lancaster Police Department to attend the Reid Investigative Interviewing for Child Abuse Cases seminar to be held at the Town of Tonawanda Police Department from June 17, 2014 through June 19, 2014.

NOW, THEREFORE, BE IT

RESOLVED, that Detective Keith Kerl of the Town of Lancaster Police Department is hereby authorized to attend the Reid Investigative Interviewing for Child Abuse Cases seminar to be held at the Town of Tonawanda Police Department from June 17, 2014 through June 19, 2014.

BE IT FURTHER,

RESOLVED, that the cost of attendance at the above mentioned training course is hereby authorized in an amount not-to-exceed \$455.00 for actual and necessary expenses, for the cost of registration and lunch expenses for three (3) days on the specified dates of training, and

BE IT FURTHER,

RESOLVED, that all requests for reimbursement must be presented in the form of original, itemized receipts for actual and necessary expenses upon submission of proper documentation to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

May 5, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

WHEREAS, the U.S. Department of Justice, Office of Justice Programs
provides grant monies to offset a portion of costs associated with the purchase of bullet-proof
vests for sworn police officers, and

WHEREAS, the grant will provide up to 50% reimbursement for monies
to be expended to purchase these items, and

WHEREAS, all applications must be completed electronically on-line,
NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to extend
authorization to Grantmakers Advantage, Inc., the Town’s grant consultant, to complete the
grant application on-line for the purpose of securing these grant monies.

The question of the adoption of the foregoing resolution was duly put to a vote on roll
call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

May 5, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER , TO WIT:

WHEREAS, Chief Gerald Gill, Jr. of the Town of Lancaster Police Department, by letter dated April 29, 2014, has requested authorization for one (1) member of the Lancaster Police Department to attend the NRA Tactical Shotgun Instructor school to be held in Angola, New York from May 5, 2014 through May 9, 2014.

NOW, THEREFORE, BE IT

RESOLVED, that Detective Shaun DiMino of the Town of Lancaster Police Department is hereby authorized to attend the NRA Tactical Shotgun Instructor school to be held in Angola, New York from May 5, 2014 through May 9, 2014.

BE IT FURTHER,

RESOLVED, that the cost of attendance at the above mentioned training course is hereby authorized in an amount not-to-exceed \$645.00 for actual and necessary expenses, for the cost of registration and lunch expenses for five (5) days on the specified dates of training, and

BE IT FURTHER,

RESOLVED, that all requests for reimbursement must be presented in the form of original, itemized receipts for actual and necessary expenses upon submission of proper documentation to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

May 5, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

WHEREAS, the Town of Lancaster provides Dog Control services to its residents as well as those in the Villages of Depew and Lancaster, and

WHEREAS, according to New York State Agricultural and Markets Law, Article 7 and Article 26 any dog may be put up for adoption after being held for the legal holding period as determined by the Law, and

WHEREAS, the Town is not equipped to nor capable of placing seized and/or surrendered dogs up for adoption or to humanely euthanize dogs that are ill or a threat to public safety, and

WHEREAS, the Erie County Society for the Prevention of Cruelty to Animals, a not-for-profit corporation located at 205 Ensminger Road, Tonawanda, New York 14150, offers adoption and humane euthanasia services to municipalities for a per-service- provided fee as outlined in the agreement;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Agreement, between the Town of Lancaster and the Erie County Society for the Prevention of Cruelty to Animals, a not-for-profit corporation located at 205 Ensminger Road, Tonawanda, New York 14150, to provide adoption and euthanasia services for the seized and/or surrendered dogs within the Town of Lancaster and hereby authorizes the Supervisor to execute said agreement which will cover the period January 1, 2014 through December 31, 2014.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

May 5, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER AQUINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER, TO WIT:

WHEREAS, Terrence McCracken, General Crew Chief of the Parks Recreation & Forestry Department of the Town of Lancaster, has requested that a cosmetic improvement be done to the original Town Hall Building located at 21 Central Avenue by having the tile grout cleaned, removed and re-grouted in the restrooms in the original portion of the Town Hall, and

WHEREAS, the General Crew Chief has obtained a price quote for the tile grouting improvements which was previously provided to the Town Board in accordance with the Town of Lancaster’s Procurement Policy, and

WHEREAS, by letter dated April 29, 2014, the General Crew Chief has recommended that the Town of Lancaster approve the proposal for tile grouting improvements of the restrooms in the original Town Hall to **Milan Tile Co.**, 196 Bielak Road, Orchard Park, New York 14127, and

WHEREAS, funding for updating was anticipated during the bonding process for the Town Hall addition and is still available, therefore, there will be no budgetary impact on the 2014 Town budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby accepts and authorizes the Supervisor of the Town of Lancaster to sign the Proposal with **Milan Tile Co.**, 196 Bielak Road, Orchard Park, New York 14127 in accordance with their quote dated March 9, 2014 in the amount not to exceed \$3,100.00 for tile grouting improvements in the restrooms within the original Town Hall and to be paid for with funds available from the Town Hall Addition Bond.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER , TO WIT:

WHEREAS, the General Crew Chief Terrence McCracken, by letter dated April 30, 2014, has requested the appointment of part-time temporary seasonal employees to work in the Parks, Recreation and Forestry Department.

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals are hereby appointed to the following part-time temporary seasonal positions, for a period not to exceed five (5) months, in the Parks, Recreation and Forestry Department effective May 6, 2014, and that these being part-time positions provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE/HR.</u>
Andrea Baccari (rehire) Lancaster, NY	Laborer	\$8.00
Adam Bertucci (rehire) Lancaster, NY	Laborer	\$8.00
Matthew Bertucci (rehire) Lancaster, NY	Laborer	\$8.00
Bryan Clark (rehire) Depew, NY	Laborer	\$8.00
Zachary Kozlowski (rehire) Lancaster, NY	Laborer	\$8.00
Thomas Krickovich (rehire) Lancaster, NY	Laborer	\$8.00
Scott Lawniczak (rehire) Lancaster, NY	Laborer	\$9.15
Christopher Lommer (rehire) Lancaster, NY	Laborer	\$8.00
Steven Michel (rehire) Lancaster, NY	Laborer	\$8.00
Connor O’Brien (rehire) Lancaster, NY	Laborer	\$8.00
Paul Rath (rehire) Lancaster, NY	Laborer	\$8.00

Kevin Schwach (rehire) Lancaster, NY	Laborer	\$8.00
Nathan Smith (rehire) Lancaster, NY	Laborer	\$8.00
John Suchy (rehire) Lancaster, NY	Laborer	\$8.00
Trevor Was (rehire) Lancaster, NY	Laborer	\$8.00
Zachary Zika (rehire) Lancaster, NY	Laborer	\$8.00

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

May 5, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER , TO WIT:

WHEREAS, the General Crew Chief Terrence McCracken, by letter dated May 1, 2014, has requested the appointment of a part-time temporary seasonal employee to work in the Parks, Recreation and Forestry Department.

NOW, THEREFORE, BE IT

RESOLVED, that the following individual is hereby appointed to the following part-time temporary seasonal position, for a period not to exceed five (5) months, in the Parks, Recreation and Forestry Department retroactive to April 28, 2014, and that this being a part-time position provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE/HR.</u>
Cortney Sobowiec (rehire) Lancaster, NY	Lifeguard	\$9.00

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER, TO WIT:

WHEREAS, by letter dated April 30, 2014, Town of Lancaster Highway Superintendent Daniel Amatura has requested the Town Board to amend the 2014 Highway Funds budget to reflect a change in the number of Heavy Equipment Operators from three (3) to four (4) and a decrease in the number of Light Equipment Operators from nine (9) to eight (8), and

WHEREAS, the Highway Superintendent’s letter states that this allocation will not change the dollar amount needed in the 2014 budget as the funds are already available,

NOW, THEREFORE, BE IT

RESOLVED, that the 2014 Adopted Budget for the Town of Lancaster be and hereby is amended to reflect an increase in the number of Heavy Equipment Operators in the Highway Department from three (3) to four (4) and a decrease in the number of Light Equipment Operators in the Highway Department from nine (9) to eight (8).

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

May 5, 2014